

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

WILDEARTH GUARDIANS,

Plaintiff,

v.

Case No. 1:19-cv-505-RB-SCY

DAVID BERNHARDT, *et al.*,

Defendants,

and

AMERICAN PETROLEUM INSTITUTE,
and WESTERN ENERGY ALLIANCE,

Defendant-Intervenors.

PLAINTIFF'S NOTICE OF APPEAL

Pursuant to Federal Rule of Appellate Procedure 4(a)(1)(B)(ii), Plaintiff WildEarth Guardians hereby provides notice of its appeal to the United States Court of Appeals for the Tenth Circuit of this Court's August 18, 2020 Memorandum Opinion and Order, ECF Doc. No. 43, in this matter.

Respectfully submitted this 16th day of October, 2020.

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**UNITED STATES DISTRICT COURT
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CERTIFICATE OF SERVICE (CM/ECF)**

I hereby certify that on October 16, 2020, I electronically filed the foregoing PLAINTIFF'S NOTICE OF APPEAL with the Clerk of the Court via the CM/ECF system, which will send notification of such filing to other participants in this case.

/s/ Daniel L. Timmons
DANIEL L. TIMMONS
WILDEARTH GUARDIANS
Counsel for Plaintiff WildEarth Guardians